

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANT:** P. Baraldi

**U.S.S.N.:** - **GROUP ART UNIT:** 1624 (presumed)

**FILED:** Herewith **EXAMINER:** T. Truong (presumed)

**FOR:** ALLOSTERIC ADENOSINE RECEPTOR MODULATORS

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**CERTIFICATE OF EXPRESS MAIL**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee," Express Mail Label No. **EV342612850US** addressed to: **MAIL STOP PATENT APPLICATION**, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on

9.15.03

By:

Donna R. Davis

\*\*\*\*\*

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. **LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION**

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II. COPIES

- a. \_\_\_\_\_ Submitted herewith is a legible copy of (i) each U.S and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b. X \_\_\_\_\_ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. 09/811,679, filed on March 19, 2001. The following references were submitted to, and/or cited by, the Office in the prior application (s) and, therefore, are not required to be provided in this application.

III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

- a. X \_\_\_\_\_ Except as may be indicated below in (b), all of the patents, publications or other information are in the English language or were cited in an English language Search Report, a copy of which is attached hereto (concise explanation not required).
- b. \_\_\_\_\_ A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c. \_\_\_\_\_ The following additional information is provided for the Examiner's consideration:

FEES

IV. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)

(check one box)

- a. X \_\_\_\_\_ within three months of the filing date of a national application (37 C.F.R. § 1.97(b) (1). No fee or certification is required.
- b. \_\_\_\_\_ within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b) (2). No fee or certification is required.

- c. \_\_\_\_\_ Before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b) (3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below, or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

V. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):  
(check one box)

before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c) (2)).

- a. \_\_\_\_\_ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).  
or  
b. \_\_\_\_\_ See the certification below. No fee is required.

VI. STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby states that

- a. \_\_\_\_\_ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or  
b. \_\_\_\_\_ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

Attorney Docket No.: 57458-CIP2-C

P. Baraldi

U.S.S.N.: -

Filing Date: Herewith

Group Art Unit: 1624 (Presumed)

Examiner: T. Truong (Presumed)

c. \_\_\_\_\_ Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

\_\_\_\_\_ Please charge Deposit Account No. 04-1105 in the amount of \$180.00 for the above-indicated fee. A triplicate copy of this paper is attached.

X \_\_\_\_\_ No fee is required.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule, with a petition if necessary, and charge the appropriate fee to Deposit Account No. **04-1105**.

Respectfully submitted,

Date:

9/15/03

By:

Gregory B. Butler

Gregory B. Butler, Ph.D., Esq.

Reg. No.: 34,558

Attorney for Applicant(s)

EDWARDS & ANGELL, LLP

P. O. Box 9169

Boston, MA 02209

Tel: (617) 439-4444

Fax: (617) 439-4170

Customer No.: 21874

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)

57458-CIP2-C(46453)

Application Number

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Applicant(s)

P. BARALDI

Filing Date

HEREWITH

Group Art Unit

1624 (PRESUMED)

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,532,233	07/1996	WEBER, ET AL.	514	219	
	AB	6,046,189	04/2000	SOHDA, ET AL.	514	217.07	

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	CA	DAVE, ET AL., "REACTION OF NITRITES UNDER ACIDIC CONDITIONS. PART I" JOURNAL OF HETEROCYCLIC CHEMISTRY, NOVEMBER 1980, VOL. 17, NO. 7 PP. 1497-1500.
	CB	BARALDI, ET AL., "SYNTHESIS AND BIOLOGICAL EFFECTS OF A NEW SERIES....." BIOORGANIC & MEDICINAL CHEMISTRY LETTERS, SEPTEMBER 2000, VOL. 10, NO. 17, PP. 1953-1957.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<b>FORM PTO-1449</b>  <b>INFORMATION DISCLOSURE STATEMENT</b>	<b>DOCKET NO.:</b>  57458-CIP2-C(46453)	<b>SERIAL NO.:</b>  -
	<b>APPLICANT(S):</b>  P. Baraldi	
	<b>FILING DATE:</b>  HEREWITH	<b>GROUP NO.:</b>  1624 (PRESUMED)

**UNITED STATES PATENT DOCUMENTS**

EXAM. INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	US 6,177,444 B1	01/23/01	Baraldi	514	301	05/07/99

**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES/NO

**OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)**

	CA	Copy of International Search Report dated 06 August 2003, issued in corresponding PCT Appl. No. PCT/US02/08821, filed 3/19/02.
	CB	"Kollias-Baker, et al., "Agonist-Independent Effect of an Allosteric Enhancer of the A <sub>1</sub> Adenosine Receptor in CHO Cells Stably Expressing the Recombinant Human A <sub>1</sub> Receptor <sup>1</sup> , Journal of Pharmacology and Experimental Therapeutics, 1997, Vol. 281, No. 2, pp. 761-768.
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	CD	Tinney, et al., "Synthesis and Pharmacological Evaluation of 2,3-Dihydro-1H-thieno [2,3-e][1,4]diazepines," Journal of Medicinal Chemistry, 1974, Vol. 17, No. 6, pp. 624-630.
	CE	Baba, et al., "Studies on Disease-Modifying Antirheumatic Drugs. IV. Synthesis of Novel Theno [2,3-b: 5,4-c] Dipyridine Derivatives and Their Anti-inflammatory Effect," Chem. Pharm. Bulletin, July 1999, Vol. 47, No. 7. Abstract.

<b>EXAMINER:</b>	<b>DATE:</b>
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EXAM. INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	US 6,323,214 B1	11/27/01	Baraldi	514	301	
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	BA	50,011,397	04/1995	JAPAN			
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	BJ	2,233,457	02/1973	GERMANY			
	BK	8,337,583	12/1996	JAPAN			

<b>INFORMATION DISCLOSURE CITATION</b> <i>(Use several sheets if necessary)</i>		Docket Number (Optional) 57458-CIPZ-C(46453)	Application Number _____
		Applicant(s) BARALDI	
		Filing Date HEREWITH	Group Art Unit 1624 (PRESUMED)

  

*EXAMINER INITIAL	OTHER DOCUMENTS	(Including Author, Title, Date, Pertinent Pages, Etc.)
	CA	CORRAL, ET AL., "REACCIONES DE BISCHLERY DE FRIEDLANDER CON 2-AMINO-3-AROIL-TIOFENÓES," AFINIDAD, MARCH - APRIL (1978).
	CB	CAS FOR ROUTH, ET AL., "TACHYKININ RECEPTORS IN THE SPINAL CORD, PROGRESS IN BRAIN RESEARCH," VOL. 104, PP 93-108.
	CC	CAS FOR CHESSELET, ET AL., "ISCHEMIC DAMAGE IN THE STRIATUM OF ADULT GERBILS: RELATIVE SPARING OF SOMATOSTATINERGIC AND CHOLINERGIC INTERNEURONS CONTRASTS WITH LOSS OF Efferent NEURONS," EXPERIMENTAL NEUROLOGY, VOL. 110, NO. 2, PP 209-218.
	CD	CAS FOR CRAGG, ET AL., TACHYKININ ANTAGONISTS IN CARTOID BODY RESPONSES TO HYPOXIA AND SUBSTANCE P IN THE RAT," RESPIRATION PHYSIOLOGY, VOL. 95, NO. 3, PP 295-310.
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	CI	KOLLIAS-BAKER, ET AL., "ALLOSTERIC ENHANCER PD 81,723 ACTS BY NOVEL MECHANISM TO POTENTIATE CARDIAC ACTIONS OF ADENOSINE," CIR. RESEARCH, VOL. 75, NO. 6, PP 961-971 (1994).
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CM

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CY

"JANUSZ, ET AL., "FUNCTIONAL ACTIVITY OF THE ADENOSINE BINDING ENHANCER, PD 81,723, IN THE IN VITRO HIPPOCAMPAL SLICE," BRAIN RESEARCH, VOL. 567, PP 181-187, (1991).

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KOLLIAS-BAKER, ET AL., "NOVEL APPROACH FOR ENHANCING ATRIOVENTRICULAR NODAL CONDUCTION DELAY MEDIATED BY ENDOGENOUS ADENOSINE," CIR. RESEARCH, VOL. 75, NO. 6, PP 972-980 (1994).

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